IN THE HIGH COURT OF JUDICATURE AT BOMBAY
SIDE JURISDICTION
CRIMINAL APPLICATION NO.76 OF 2007

Sandeep Eknath Dundale ...Applicant.
V/s.
The State of Maharashtra ...Respondent.

Shri V.V.Purwant, adv. for the Applicant.
Shri Y.S.Shinde, APP for the Respondent/State.

CORAM: J.H.BHATIA, J.
DATE : 13th February, 2007.

P.C.:

1. Heard Mr.Purwant, the learned counsell for the applicant and Mr.Shinde, the learned APP for the State.

2. The applicant seeks to be released on bail in Crime No.5 of 2006 registered at Medha police station for the offences punishable under Sections 307, 326, 452 read with Section 34 of the I.P.C.

3. Prosecution case in brief is that during the night between 21st and 22nd January, 2006, injured Vithal Savla Dundale was sleeping at his house. At about 3.30 a.m. in the night, the present applicant and one Sanjay Jadhav came there. Sanjay Jadhav pulled quilt from the person of the injured and caught hold of his both the legs. Then the present applicant repeatedly stabbed on the abdomen of Vithal. At that

time night electrical lamp was on and due to that he identified the assailants. Hearing shouts, his daughter-in-law came there and then the accused persons ran away. Medical certificate reveals that Vithal had suffered in all 8 stabbed wounds over his abdomen and also some stabbed wounds on his forearm, which he had suffered in attempt to save himself. Taking into consideration number of stabbed wounds caused on the vital parts of the body by the present applicant, intention appears to be clear. It will not be in the interest of justice to grant bail to him.

4. Application stands rejected.

(J.H.Bhatia,J.)